

FILED
JUN 30 2017
SUSAN Y SOONG
CLERK U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE

EJD
NC

CR 17 00358
CASE NO.

VIOLATIONS: 18 U.S.C. §§ 1030(a)(2)(C) and (c)(2)(B) – Obtaining Information from a Protected Computer; 18 U.S.C. §§ 1030(i) and (j) – Criminal Forfeiture.

SAN JOSE VENUE

Defendant.

The United States Attorney charges:

At all times relevant to this Information:

1. Defendant ALEXANDER ROSENBERG was an individual residing in Henderson, Nevada.
2. Apple, Inc., (“Apple”) was a company headquartered in Cupertino, California.
3. Apple produced the iPhone, iPad, and iPod Touch, all of which use the iOS operating system, and desktop and laptop computers based on the Mac OS operating system.
4. iCloud was a file hosting, storage, and sharing service provided by Apple. iCloud could be used through numerous iCloud-connected services, and could also be used to store iOS device

INFORMATION

1 backups and data associated with third-party apps.

2 5. iCloud-connected services allowed users to create, store, access, share, and synchronize
3 data on Apple devices or via icloud.com on any Internet-connected device. For example, iCloud Mail
4 enabled a user to access Apple-provided email accounts on multiple Apple devices and on icloud.com.
5 iCloud similarly stored contact and calendar information for access across multiple platforms. iCloud
6 Photo Library and My Photo Stream could be used to store and manage images and videos taken from
7 Apple devices. iCloud Drive could be used to store presentations, spreadsheets, and other documents.
8 iCloud Keychain enabled a user to keep website username and passwords, credit card information, and
9 Wi-Fi network information synchronized across multiple Apple devices.

10 6. Users accessed Apple services, including iCloud, through the use of an “Apple ID,” an
11 account created during the setup of an Apple device or through the iTunes or iCloud services. A single
12 Apple ID could be linked to multiple Apple services and devices, serving as a central authentication and
13 syncing mechanism.

14 7. An Apple ID took the form of an email address. Users could submit an Apple-provided
15 email address (often ending in @icloud.com, @me.com, or @mac.com) or an email address associated
16 with a third-party email provider (such as Gmail, Yahoo, or Hotmail).

17 8. Apple provided users with five gigabytes of free electronic space on iCloud, and users
18 could purchase additional storage space. That storage space, located on servers controlled by Apple,
19 could contain data associated with the use of iCloud-connected services, including: email; images and
20 videos; documents, spreadsheets, presentations, and other files; and web browser settings and Wi-Fi
21 network information. iCloud could also be used to store iOS device backups, which can contain a user’s
22 photos and videos, iMessages, Short Message Service and Multimedia Messaging Service messages,
23 voicemail messages, call history, contacts, calendar events, reminders, notes, app data and settings, and
24 other data. Records and data associated with third-party apps could also be stored on iCloud.

25 COUNT ONE: (18 U.S.C. § 1030(a)(2)(C) and (c)(2)(B) – Obtaining Information from a Protected
26 Computer)

27 9. The factual allegations contained in paragraphs one through eight are realleged and
28 incorporated herein.

INFORMATION

1 10. Beginning on an unknown date, but no later than April 30, 2015, and continuing to
2 approximately January 7, 2016, in the Northern District of California, and elsewhere, the defendant,
3 ALEXANDER ROSENBERG,
4 intentionally accessed a protected computer used in interstate and foreign commerce without
5 authorization and exceeding authorized access, and thereby obtained information from a protected
6 computer, and committed the offense for purposes of commercial advantage and private financial gain;
7 that is, defendant used the Internet to access iCloud accounts belonging to other individuals, and
8 obtained information, all in violation of Title 18 United States Code, Sections 1030(a)(2)(C) and
9 (c)(2)(B)(i).

10 FORFEITURE ALLEGATION: (18 U.S.C. § 1030(i) and (j))

11 11. The allegations contained in this Information are hereby realleged for the purpose of
12 alleging forfeiture pursuant to Title 18, United States Code, Section 1030(i) and (j).

13 12. Upon conviction of the offense in Count One, in violation of Title 18, United States
14 Code, Section 1030(a) set forth in this Information, the defendant,

15 ALEXANDER ROSENBERG,
16 shall forfeit to the United States of America, pursuant to Title 18, United States Code, Sections 1030(i)
17 and (j), any personal property used or intended to be used to commit or to facilitate the commission of
18 said violation or a conspiracy to violate said provision, and any property, real or personal, which
19 constitutes or is derived from proceeds traceable to the offenses, including but not limited to:

- 20 a. Apple laptop bearing serial number C02H22T8DJWT
- 21 b. Apple iPhone, Model A1549, IMEI: 359301065504390
- 22 c. Apple laptop bearing serial number W8828FX00P1
- 23 d. Apple laptop bearing serial number W8027ARTATM
- 24 e. Seagate external 500 GB hard drive bearing serial number NA734X5E
- 25 f. Apple laptop bearing serial number C17NVA11G3QH

26 13. If any of the property described above, as a result of any act or omission of the defendant:

- 27 a. cannot be located upon the exercise of due diligence;
- 28 b. has been transferred or sold to, or deposited with, a third party;

INFORMATION

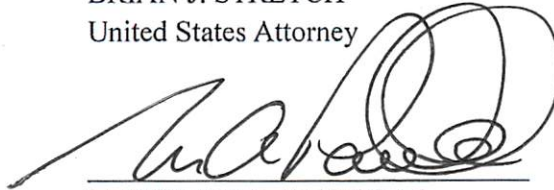
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- c. has been placed beyond the jurisdiction of the court;
- d. has been substantially diminished in value; or
- e. has been commingled with other property which cannot be divided without difficulty,


the United States of America shall be entitled to forfeiture of substitute property pursuant to Title 21, United States Code, Section 853(p), as incorporated by Title 18, United States Code, Section 1030(i)(2).
USSG § All pursuant to Title 18 United States Code, Section 1030.

Dated: 6/27/17

BRIAN J. STRETCH
United States Attorney



MATTHEW A. PARRELLA
Chief, CHIP Unit

(Approved as to form: )
AUSA M. KANE

DEFENDANT INFORMATION RELATIVE TO A CRIMINAL ACTION - IN U.S. DISTRICT COURT

BY: ☐ COMPLAINT ☒ INFORMATION ☐ INDICTMENT
☐ SUPERSEDING

OFFENSE CHARGED

18 U.S.C. § 1030(a)(2)(C) and (c)(2)(B)

- ☐ Petty
☐ Minor
☐ Misdemeanor
☒ Felony

PENALTY: Five years of imprisonment, three years of supervised release,
 \$250,000 fine, \$100 special assessment, forfeiture, restitution

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00358

EJD

DEFENDANT

NC

PROCEEDING

Name of Complainant Agency, or Person (& Title, if any)

FBI

☐ person is awaiting trial in another Federal or State Court,
 give name of court

☐ this person/proceeding is transferred from another district
 per (circle one) FRCrp 20, 21, or 40. Show District

☐ this is a reprosecution of
 charges previously dismissed
 which were dismissed on motion
 of:

☐ U.S. ATTORNEY ☐ DEFENSE

SHOW
DOCKET NO.

☐ this prosecution relates to a
 pending case involving this same
 defendant

MAGISTRATE
CASE NO.

☐ prior proceedings or appearance(s)
 before U.S. Magistrate regarding this
 defendant were recorded under

Name and Office of Person
 Furnishing Information on this form BRIAN J. STRETCH

☒ U.S. Attorney ☐ Other U.S. Agency

Name of Assistant U.S.
 Attorney (if assigned) MICHELLE J. KANE

Name of District Court, and/or Judge/Magistrate Location

NORTHERN DISTRICT OF CALIFORNIA

SAN JOSE DIVISION

DEFENDANT - U.S.

ALEXANDER ROSENBERG

DISTRICT COURT NUMBER

IS NOT IN CUSTODY

Has not been arrested, pending outcome this proceeding.

1) ☒ If not detained give date any prior
 summons was served on above charges

2) ☐ Is a Fugitive

3) ☐ Is on Bail or Release from (show District)

IS IN CUSTODY

4) ☐ On this charge

5) ☐ On another conviction

☐ Federal ☐ State

6) ☐ Awaiting trial on other charges

If answer to (6) is "Yes", show name of institution

Has detainer ☐ Yes
 been filed? ☐ No

If "Yes"
 give date
 filed

DATE OF
 ARREST

Month/Day/Year

Or... if Arresting Agency & Warrant were not

DATE TRANSFERRED
 TO U.S. CUSTODY

Month/Day/Year

☐ This report amends AO 257 previously submitted

ADDITIONAL INFORMATION OR COMMENTS

PROCESS:

☐ SUMMONS ☒ NO PROCESS* ☐ WARRANT

Bail Amount: _____

If Summons, complete following:

☐ Arraignment ☐ Initial Appearance

Defendant Address:

* Where defendant previously apprehended on complaint, no new summons or
 warrant needed, since Magistrate has scheduled arraignment

Date/Time: _____ Before Judge: _____

Comments: